

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO

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CLERK'S OFFICE
U.S. DISTRICT COURT
SAN JUAN, PR

MEYERS PARKING SYSTEMS, INC.,

Plaintiff,

v.

CIVIL NO. 98-2449 (RLA)

UNION DE TRABAJADORES DE
ESTACIONAMIENTO INDEPENDIENTE,

Defendant.

**ORDER DENYING STAY OF PROCEEDINGS,
SETTING INITIAL SCHEDULING CONFERENCE AND
DIRECTING THE PARTIES TO FILE A JOINT ISC MEMORANDUM**

STAY OF PROCEEDINGS

Defendant having failed to update the Court on the status of Case Nos. KPE-96-0151 and KPE-96-0631, the Motion to Stay..., docket No. 4, is DENIED as moot. See also Opposition to Defendant's Request (docket No. 6).

ISC CONFERENCE

An Initial Scheduling Conference is hereby scheduled before the undersigned for April 6, 2000, at 2:30 p.m.

JOINT ISC MEMORANDUM

The parties shall file on or before March 30, 2000 a JOINT INITIAL SCHEDULING MEMORANDUM with the following information:

1. Factual version of the case.
2. Applicable legal theories.

11 no

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2 3. List of fact witnesses with a concise one sentence
3 reference to the expected testimony of each.

4 4. List of expert witness(es) with reference to respective
5 field(s) of expertise.

6 The parties are admonished that additional witnesses, whether
7 fact or expert, will not be permitted unless allowed by the Court
8 upon good cause shown.

9 The written reports for the expert witnesses shall include:

10 "[A] complete statement of all opinions to be
11 expressed and the basis and reasons therefor;
12 the data or other information considered by the
13 witness in forming the opinions; any exhibits
14 to be used as a summary of or support for the
15 opinions; the qualifications of the witness,
16 including a list of all publications authored
17 by the witness within the preceding ten years;
18 the compensation to be paid for the study and
19 testimony; and a listing of any other cases in
20 which the witness has testified as an expert at
21 trial or by deposition within the preceding
22 four years.

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24 Rule 26(a)(2)(B) Fed. R. Civ. P.

25 5. A list of all documentary evidence available to support
26 the parties' respective contentions.

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2 6. Itemization of all discovery to be conducted, including
3 interrogatories,¹ requests for admissions, requests for production
4 and depositions.

5 7. If a party intends to amend its pleadings, join parties,
6 or file a third party complaint, reference must be made as to the
7 specific action that it wishes to take, identifying both the parties
8 and the relief sought.

9 8. For all dispositive motions the parties anticipate filing:

10 a. Identify the proponent;

11 b. Describe the nature and subject matter of the motion;

12 c. Identify the party(ies) against whom the motion will
13 be addressed; and

14 d. The expected date for submission of the dispositive
15 motion in accordance with the AMENDED STANDING ORDER
16 issued on May 19, 1998 setting forth the PROCEDURE FOR
17 FILING DISPOSITIVE MOTIONS IN CIVIL CASES ASSIGNED TO
18 JUDGE RAYMOND L. ACOSTA.

19
20 9. The parties shall include proposed deadlines for each of
21 the following categories of discovery:

22 - Deadline for parties to propound all written discovery.
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25 ¹ Interrogatories shall be limited to no more than twenty-five
26 (25) questions. See Rule 33(a) Fed. R. Civ. P.

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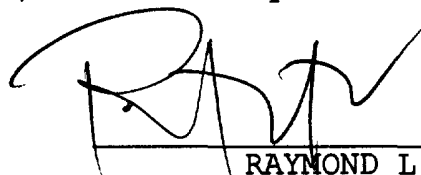
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- 1 - Deadline for plaintiff to identify all expert witnesses (if
2 unknown at the time of filing the ISC memorandum).
3
4 - Deadline for conclusion of all fact witnesses depositions.
5 - Deadline for submission of reports of all plaintiff's expert
6 witnesses.
7 - Deadline for conclusion of depositions of all of plaintiff's
8 expert witnesses.
9 - Deadline for defendant to identify all expert witnesses (if
10 unknown at the time of filing the ISC memorandum).
11 - Deadline for submission of reports of all defendant's expert
12 witnesses.
13 - Deadline for conclusion of depositions of all defendant's
14 expert witnesses.
15 - Deadline for serving dispositive motions to opposing counsel.
16 10. Any other matter the parties deem appropriate.

17 Failure to comply with the terms of this Order shall result in
18 the imposition of sanctions including but not limited to the
19 dismissal of the complaint, entry of default and/or sanctions
20 against counsel personally.
21

22 IT IS SO ORDERED.

23 San Juan, Puerto Rico, this 14th day of February, 2000.

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25 _____
26 RAYMOND L. ACOSTA
 United States District Judge